

HB 1137 - AS INTRODUCED

2022 SESSION

22-2078

10/11

HOUSE BILL                    ***1137***

AN ACT                    relative to the duty of school boards to provide education.

SPONSORS:            Rep. Cordelli, Carr. 4; Rep. Litchfield, Rock. 11; Rep. Johnson, Belk. 3; Rep. Pauer, Hills. 26; Rep. Moffett, Merr. 9; Rep. A. Lekas, Hills. 37; Rep. Piemonte, Rock. 4; Rep. Layon, Rock. 6; Sen. Giuda, Dist 2; Sen. Reagan, Dist 17

COMMITTEE:        Education

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ANALYSIS

This bill states the duties and responsibilities of elected school boards and allows school boards to contract with any private school approved by the school board as a school tuition program.

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Explanation:        Matter added to current law appears in ***bold italics***.  
                         Matter removed from current law appears ~~[in brackets and struckthrough]~~  
                         Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

## STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Twenty Two*

AN ACT                    relative to the duty of school boards to provide education.

*Be it Enacted by the Senate and House of Representatives in General Court convened:*

1            1 School Boards; Duty to Provide Education. Amend RSA 189:1-a to read as follows:

2            189:1-a Duty to Provide Education.

3            I. It shall be the duty of the school board to provide, at district expense, elementary and  
4 secondary education to all pupils who reside in the district until such time as the pupil has acquired  
5 a high school diploma or has reached age 21, whichever occurs first; provided, that the board may  
6 exclude specific pupils for gross misconduct or for neglect or refusal to conform to the reasonable  
7 rules of the school, and further provided that this section shall not apply to pupils who have been  
8 exempted from school attendance in accordance with RSA 193:5.

9            II. ***Elected school boards shall be responsible for approving and overseeing the***  
10 ***structure, content, accountability, advocacy, and delivery of instruction in each school***  
11 ***operated and governed in its district. To support flexibility in implementing diverse***  
12 ***educational approaches, school boards shall establish, in each school operated and***  
13 ***governed in its district, instructional policies that establish instructional goals based upon***  
14 ***available information about the knowledge and skills pupils will need in the future. To***  
15 ***accomplish these ends, the school board shall be responsible for:***

16            (a) ***The curricula, online instructional programs and applications, and courses***  
17 ***taught.***

18            (b) ***Textbook approvals.***

19            (c) ***Adoption of any educational standards that meet or exceed state minimum***  
20 ***standards following a public hearing.***

21            (d) ***Evidence-based and measurable methods for assessing student performance***  
22 ***in grade spans 3-5 and 6-8 in school years in which a statewide assessment is not given to***  
23 ***meet the requirements of RSA 193-C.***

24            III. ***Elected school boards shall:***

25            (a) ***Develop, implement, and assess district policies which shall be voted on by***  
26 ***the board in public session.***

27            (b) ***Conduct all meetings of the board and board-established committees in***  
28 ***public pursuant to RSA 91-A, the right-to-know law.***

29            (c) ***Conform to standards of ethical behavior.***

30            (d) ***Approve the proposed district annual budget.***

1           (e) *Conduct annual performance reviews of the district superintendent as an*  
2 *employee of the board.*

3           (f) *Conduct contract negotiations.*

4           (g) *Provide an opportunity for public comment for board members.*

5           (h) *Promote parental engagement and participation by:*

6               (1) *Encouraging public attendance at board meetings and providing for*  
7 *public input at multiple times during board meetings on agenda items or other non-*  
8 *agenda items of community interest with sufficient time for comments from the public.*

9               (2) *Developing and implementing policies to promote parental engagement*  
10 *with the board and teachers related to student achievement, progress, and involvement*  
11 *with classroom and at home learning.*

12               (3) *Developing and implementing a policy to allow classroom visitations.*

13           (i) *Promote transparency by:*

14               (1) *Voting on all contracts, acceptance of gifts and grants, and approvals of*  
15 *any new or updated curriculum in public.*

16               (2) *Posting manifest invoices on a regular basis on the district website.*

17               (3) *Posting all curriculum and competencies on the district website.*

18               (4) *Developing and implement a policy providing an opportunity for parents*  
19 *to review the selection of printed or digital textbooks and reading lists, instructional*  
20 *materials, and the academic curriculum used by classes in the district.*

21               (5) *Posting all professional development and workshop topics on the district*  
22 *web site.*

23               (6) *Posting and maintaining student enrollment, student achievement, and*  
24 *per pupil costs for a 5-year period on the district website or providing a link to that*  
25 *information on the department of education's website.*

26           (j) *Conduct an annual end-of-year parental survey with the results to be posted*  
27 *on the district web site. The survey shall include satisfaction regarding:*

28               (1) *School safety.*

29               (2) *Parental and student engagement, support and responsiveness.*

30               (3) *Learning environment.*

31               (4) *Student support in academics and counseling.*

32               (5) *Student classroom experience.*

33               (6) *Overall satisfaction.*

34           IV. Elected school boards shall be responsible for establishing the structure, accountability,  
35 advocacy, and delivery of instruction in each school operated and governed in its district. To  
36 accomplish this end, and to support flexibility in implementing diverse educational approaches,  
37 school boards shall establish, in each school operated and governed in its district, instructional

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1 policies that establish instructional goals based upon available information about the knowledge and  
2 skills pupils will need in the future.

3 ~~[III.]~~ **V.** School boards shall adopt a teacher performance evaluation system, with the  
4 involvement of teachers and principals, for use in the school district. A school board may consider  
5 any resources it deems reasonable and appropriate, including any resources that may be provided by  
6 the state department of education. In this paragraph, "teacher" shall have the same meaning as in  
7 RSA 189:14-a, V.

8 ~~[IV.]~~ **VI.** Pursuant to RSA 193:3, VI, a school board may execute a contract with any  
9 ~~[approved-nonsectarian]~~ private school approved by the school board as a school tuition program as  
10 defined in RSA 193:3, VII to provide for the education of a child who resides in the school district,  
11 and may raise and appropriate money for the purposes of the contract, if the school district does not  
12 have a public school at the pupil's grade level and the school board decides it is in the best interest of  
13 the pupil.

14 2 Effective Date. This act shall take effect 30 days after its passage.